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Counsel for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ELIZABETH HUNTERTON, an individual,

Plaintiffs,

vs.

LEUKEMIA & LYMPHOMA SOCIETY,
INC., a New York not for profit corporation,

Defendant.

CASE NO.: 2:21-cv-00929-JCM-NJK

**STIPULATION AND ORDER TO
ALLOW PLAINTIFF TO AMEND
COMPLAINT AND TO WITHDRAW
DEFENDANT'S PARTIAL MOTION TO
DISMISS PLAINTIFF'S COMPLAINT
WITHOUT PREJUDICE (ECF #5)**

Plaintiff Elizabeth Hunterton ("Plaintiff") by and through her counsel of record, the Garg Golden Law Firm, and Defendant Leukemia & Lymphoma Society, Inc., ("Defendant"), by and through their counsel of record, Jackson Lewis P.C., hereby stipulate as follows:

1. Plaintiff shall file an amended complaint within 14 calendar days of this order with additional detail as argued in Defendant's Motion to Dismiss (ECF No. 5), including withdrawing Plaintiff's negligent infliction of emotional distress claim and wrongful termination claim, without prejudice. Plaintiff reserves the right to re-file these claims should additional information concerning their validity be discovered. Plaintiff will also amend her claims under the Family Medical Leave Act to only assert a claim for interference under 29 USC 2615(a)(1).

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1 2. Upon the Court's approval of this stipulation, Defendant's Motion to Dismiss (ECF
2 No. 5) shall be deemed withdrawn, without prejudice.

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4 Dated this 1st day of June, 2021.

Dated this 1st day of June, 2021.

5 GARG GOLDEN LAW FIRM

JACKSON LEWIS, P.C.

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7 By: /s/ Amanda Brookhyser

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By /s/ Deverie Christensen

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Counsel for Defendant

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11 IT IS SO ORDERED.

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14 
United States Magistrate Judge

15 DATED: June 2, 2021